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OFFICE OF PETITIONS

In re Application of	:	
CASAL et al	:	
Application No.: 10/624,022	:	DECISION ON PETITION
Filing Date: July 21, 2003	:	UNDER 37 CFR 1.137(b)
Attorney Docket No.: BP949302	:	

This is a decision on the petition under 37 CFR 1.137(b), filed October 16, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed March 29, 2005, which set a shortened statutory period for reply of three (3) months. A three (3) month extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, by operation of law, the above-identified application became abandoned on September 29, 2005.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment and arguments; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the non-final Office action mailed March 29, 2005 is accepted as having been unintentionally delayed.

The Notice of Abandonment mailed September 27, 2006 is hereby **VACATED**.

This application is being referred to Technology Center AU 1743 for appropriate action on the reply in due course.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3301.

Daniel Stemmer
Legal Examiner
Office of the Deputy Commissioner
for Patent Examination Policy